

GAHC010026982023



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THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/794/2023

HAM AK COLLEGE OF HIGHER EDUCATION
PACHIM KAWAIMARI, DHING ROAD, P.O. HAIBARGAON, DIST.- NAGAON,
PIN- 782002, REP. BY ITS DIRECTOR INAMUL HASAN, AGED ABOUT 37
YEARS, S/O- ABDUL MOZID, VILL AND P.O. HATIZUZUA, DIST.- NAGAON,
ASSAM, PIN- 782122

VERSUS

THE STATE OF ASSAM AND 2 ORS
REP. BY THE COMM. AND SECY. TO THE GOVT. OF ASSAM, ELEMENTARY
EDUCATION DEPTT., DISPUR, GHY-06

2:THE REGISTRAR
GAUHATI UNIVERSITY
GOPINATH BORDOLOI NAGAR
GUWAHATI-14
ASSAM, KAMRUP (M)

3:THE DIRECTOR OF STATE COUNCIL OF EDUCATION RESEARCH AND
TRAINING (SCERT)
ASSAM, KAHILIPARA
GHY-19

4:THE SECRETARY
TO THE GOVERNMENT OF ASSAM.
HIGHER EDUCATION DEPTT.
ASSAM

5:THE DIRECTOR
HIGHER EDUCATION
ASSAM, KAHILIPARA
GUWAHATI-781019

6:THE NATIONAL COUNCIL FOR TEACHERS' EDUCATION.
REPRESENTED BY ITS CHAIRMAN

Advocate for the Petitioner : MR. P MAHANTA, MS. P SAHARIA

Advocate for the Respondent : SC, ELEM. EDU, MR. I ALAM, SC, NCTE (R- 6),MR S DAS, SC, HIGHER EDUCATION (R-4,5),MR. M. B. CHOUDHURY, SC, SCERT, ASSAM (R-3),SC, G U

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

05-06-2025

Heard Shri P. Mahanta, learned counsel for the petitioner. Also heard Shri P. J. Phukan, learned Standing Counsel, Gauhati University and Shri I Alam, learned Standing Counsel for the NCTE. I have also heard Shri S. Bhuyan, learned Standing Counsel, Higher Education Department as well as Shri B. Kaushik, learned Standing Counsel, Elementary Education Department. Shri H. Baruah, learned counsel is present for the SCERT.

After considering the matter, it appears that the course involved is an integrated course of BSc-BEd and BA-BEd.

Both the learned Standing Counsel for the Higher Education and Elementary Education Departments have submitted that if at all NOC is required from the Government, instruction would be required as to which Department would be involved in such process and in that case, the views of the concerned Department would be necessary for a fair adjudication.

In view of the above, the matter is adjourned by 2 (two) weeks.

As requested, list on **19.06.2025**.

JUDGE

Comparing Assistant